

**UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF TEXAS  
SAN ANTONIO DIVISION**

SELENE MATEOS and  
NOE MONTEMAYOR, On Behalf of  
Themselves and All Others Similarly Situated,

*Plaintiffs,*

v.

SELECT ENERGY SERVICES, LLC,

*Defendant.*

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CAUSE NO.: 5:12-cv-00529-DAE

JURY TRIAL DEMANDED

COLLECTIVE ACTION

**PLAINTIFFS' DESIGNATION OF EXPERT WITNESS**

Plaintiffs do not intend to present any expert witnesses to testify at trial. However, out of an abundance of caution in order to ensure compliance with the Court's Scheduling Order, Plaintiffs make this filing. In the event of a judgment in Plaintiffs' favor, Plaintiffs will present evidence in support of a Rule 54(d) post-judgment motion for attorneys' fees, taxable costs and nontaxable costs. Michael K. Burke will be Plaintiffs' expert witness in support of any such motion.

Respectfully submitted,

**/S/ Michael K. Burke**

By: \_\_\_\_\_

Michael K. Burke

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**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true and correct copy of the above and foregoing document was served upon and forwarded to the following counsel of record in compliance with the Federal Rules of Civil Procedure via the Western District's CM/ECF system on this the 15th day of September, 2014.

James M. Cleary, Jr.  
Julie Wilson  
**MARTIN, DISIERE, JEFFERSON & WISDOM, L.L.P.**  
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**/S/ Michael K. Burke**

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Michael K. Burke